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Date: November 20, 2002 By: Syneal B. Anderson

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Crea and Caglioti

SERIAL NO.: 09/743,691

FILED: January 12, 2001

FOR: WATER-SOLUBLE EXTRACT FROM OLIVES

EXAMINER: Unknown

ART UNIT: Unknown

CONFIRMATION No.: 7609

Renewed Petition to Withdraw Holding of Abandonment Under 37 C.F.R. 1.181(a)
and Request for Reconsideration

Assistant Commissioner for Patents
Box PCT
Washington, D.C. 20231

Attn: PCT Legal Office

Sir:

1. Applicants hereby request reconsideration of the PETITION DECISION mailed September 20, 2002 and submit this renewed petition for withdrawal of the holding of abandonment of the above-identified patent application, which apparently became abandoned on April 10, 2001 for failure to respond to the Notice to File Missing Parts.

2. In the PETITION DECISION, Applicants were advised that the petition must include one of (1) a log showing the mail received during the time period where the non-received Office action would have been entered had it been received, (2) a tickler sheet for April 9, 2001, or (3) a copy of the docket showing the replies docketed for a date of one month from the mail date of the non-received Office action. This renewed petition includes items (1), (2), and (3).

3. On January 12, 2001, Applicants filed an application under 35 U.S.C. §371 along with a transmittal Letter to the United States Designated/Elected Office (DO/EO/US), a combined Declaration and Power of Attorney (unexecuted), a Certificate of Express mailing, and a check covering the fee due to the U.S. Patent and Trademark Office (USPTO).

4. On January 12, 2001, the application was received by the U. S. Patent and Trademark Office (USPTO) as evidenced by the stamped receipt postcard submitted July 10, 2002 (copy submitted with Applicants Petition filed July 10, 2002).

5. On March 9, 2001, the USPTO apparently mailed a Notice to File Missing Parts (Notice) in the above-referenced application.

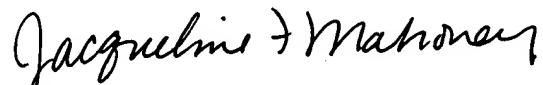
6. I, Jacqueline F. Mahoney, declare and affirm the Notice to File Missing Parts apparently mailed on March 9, 2001 was not received by our office. I further attest I have made a thorough search of the file jacket and the docket records and that there was no indication that the Notice was received.

7. Applicants submit herewith true copies of (1) the docket record for the above-mentioned application showing where the non-received Notice would have been entered had it been received and docketed, (2) the mail log showing the mail received from one month from the mail date of the non-received Notice where the non-received Notice would have been entered had it been received, (3) the tickler sheet for April 9, 2001, and (4) a docket report showing all replies docketed with a due date of April 9, 2001.

8. Accordingly, Applicants respectfully request withdrawal of the holding of abandonment based on failure to receive the Notice to File Missing Parts.

9. No fees are believed due with this petition, however, the Commissioner is authorized to charge any fees deemed due for timely consideration of this petition to Deposit Account No. 50-2207.

Respectfully submitted,



Date: 11/20/2002

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